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**COMBINED DECLARATION and POWER OF ATTORNEY**  
(Utility, Design, National Stage of PCT)

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As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type:

*(Check one applicable item below)*

- ☒ utility patent application  
☐ design patent application  
☐ national stage of PCT patent application

**INVENTORSHIP IDENTIFICATION**

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION<sup>2</sup>**

SUTURE ANCHOR

**SPECIFICATION IDENTIFICATION**

the specification of which:

*(complete (a), (b), or (c))*

(a) ☒ is attached hereto.

(b) ☐ was previously filed \_\_\_\_\_, as United States Patent Application Serial No. \_\_\_\_\_.

(c) ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article § 19 on \_\_\_\_\_ (*if any*).

## ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claim(s), as amended by any amendment specifically referred to in the declaration, referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

## FOREIGN PRIORITY CLAIM

(35 USC § 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))<sup>3</sup>

(d) ☒ no such applications have been filed.

(e) ☐ such applications have been filed as follows.

*Note: Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below, and make the priority claim.*

## PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS<sup>4</sup> (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER § 119 or § 365
			<input type="checkbox"/> YES      NO <input type="checkbox"/>
			<input type="checkbox"/> YES      NO <input type="checkbox"/>
			<input type="checkbox"/> YES      NO <input type="checkbox"/>
			<input type="checkbox"/> YES      NO <input type="checkbox"/>

**U.S. PRIORITY CLAIM  
(35 USC § 120)**

I hereby claim the benefit under 35 USC § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America listed below, if any, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of title 35 USC § 112, I acknowledge duty to disclose information which is material to patentability as defined in title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international application filing date of this application.

UNITED STATES or PCT PARENT APPLICATION NO.	PARENT FILING DATE (month, day, year)	PARENT PATENT NO. (if applicable)

**POWER OF ATTORNEY**

I hereby appoint as my attorneys and/or patent agents all attorneys and/or patent agents listed under the following Customer Number, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:



\*\* Customer Number Label \*\*

All correspondence and telephonic communications should be directed to:

DANA L. TANGREN  
WORKMAN, NYDEGGER & SEELEY  
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, Utah 84111  
Telephone (801) 533-9800  
Facsimile (801) 328-1707


**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

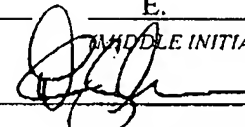
**SIGNATURE(S)<sup>5</sup>**

*NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.*

Full name of sole or first inventor

T. \_\_\_\_\_ Wade \_\_\_\_\_ Fallin \_\_\_\_\_  
(GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME)  
Inventor's signature   
Date Nov 20, 2001 Country of Citizenship ~~United States~~ <sup>OK</sup>  
Residence 210 East 200 South, Hyde Park, Utah 84318, United States  
Post Office Address -Same as above-

Full name of second joint inventor, if any

Daniel \_\_\_\_\_ E. \_\_\_\_\_ Gerbec \_\_\_\_\_  
(GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME)  
Inventor's signature   
Date 11/20/01 Country of Citizenship ~~United States~~ CANADA  
Residence 560 North 100 East, Logan, Utah 83421, United States  
Post Office Address -Same as above-

Full name of third joint inventor, if any

Gordon

(GIVEN NAME)

(MIDDLE INITIAL OR NAME)

Baker

FAMILY (OR LAST NAME)

Inventor's signature

Jane Baker

Date 11/20/2001

Country of Citizenship United States

Residence 2685 South 600 West, Nibley, Utah 84321, United States

Post Office Address -Same as above-

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WHEN RECORDED RETURN TO:

PATENT APPLICATION  
DOCKET: 13447.3

WORKMAN, NYDEGGER & SEELEY  
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, Utah 84111

### ASSIGNMENT

Whereas, MedicineLodge, Inc., a corporation of the state of Delaware, having a place of business at 180 South 600 West, Logan, Utah 84321, is the owner of the entire right, title and interest in US Patent Application Serial No. 09/990,033, filed on November 21, 2001, entitled SUTURE ANCHOR (hereinafter "the '033 application"); and

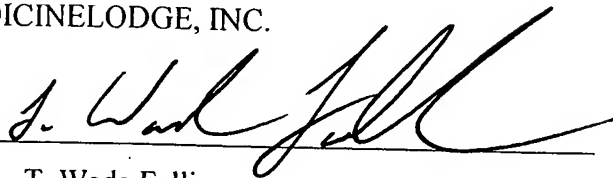
Whereas, Stryker Endoscopy, a corporation of the state of Michigan, having a place of business at 5900 Optical Court, San Jose, California 95138, is desirous of acquiring the entire right, title and interest in and to the '033 application;

Now, Therefore, in consideration of the sum of One Dollar (\$1.00) paid by Stryker Endoscopy to MedicineLodge, Inc. and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, MedicineLodge, Inc. has sold, assigned and transferred and by these presents does hereby sell, assign and transfer unto the said Stryker Endoscopy the entire right, title and interest in and to the '033 application and in and to any and all divisions, reissues, continuations and extensions thereof, all said rights to be held and enjoyed by Stryker Endoscopy for its own use and enjoyment and for the use and enjoyment of its successors and assigns to the full end of the term or terms for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by MedicineLodge, Inc. if this assignment, transfer and sale had not been made.

In Testimony Whereof, MedicineLodge, Inc. has caused the hand of its proper representative to be subscribed hereto this 9 day of July 2003.

MEDICINELODGE, INC.

By

A handwritten signature in black ink, appearing to read 'T. Wade Fallin', written over a horizontal line.

T. Wade Fallin  
President

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